

DD/O 82-0896/2

OGC 82-05432
14 June 1982

MEMORANDUM FOR: Director of Central Intelligence

THROUGH: Deputy Director of Central Intelligence
Executive Director
Deputy Director for Operations

FROM: Stanley Sporkin
General Counsel

DD/A Registry

82-0639/1

SUBJECT: Procedures Implementing the Executive Order
on Intelligence Activities

REFERENCE: Memo for DCI from GC, same subject, 4 March 1982
(OGC 82-02211, ER 82-0118/1)

1. Attached (at Tab A) is a letter to you from Attorney General Smith enclosing the new procedures governing CIA activities outside the United States (at Tab B), the appendices that apply to those procedures (at Tab C), and the procedures relating to the conduct of counterintelligence activities outside the U.S. by the FBI (at Tab D). On 3 June the Attorney General approved both the CIA and Bureau procedures. Your approval is now needed on the procedures governing CIA activities abroad and I recommend that you sign them.

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2. Draft procedures governing CIA activities abroad were fully coordinated within the Agency and were forwarded to you last March. You approved that draft, and on 8 March you formally transmitted it to the Attorney General. Thereafter, the Office of Intelligence Policy and Review of the Department of Justice raised several relatively minor issues, which have all been resolved to the satisfaction of the appropriate Agency components and the Department. In his letter to you, Attorney General Smith states his understanding that, if CIA uses any emergency special collection technique abroad directed against a U.S. person, the Attorney General will be notified. This reflects the requirements of the procedures that implemented Executive Order 12036, and is fully acceptable.

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3. The procedures governing FBI counterintelligence activities abroad were previously coordinated with the CI Staff and with the Bureau, and were formally approved by you last April. Consequently, no further action by you is needed on them.

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4. Both the procedures governing Agency activities abroad and those governing FBI counterintelligence activities abroad will become effective seven working days after your approval of the CIA procedures. This is responsive to a request from the SSCI through its Chief Counsel that, in lieu of prior review by

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the oversight committees, the committee would appreciate obtaining copies of the procedures after approval but prior to their effective date. A seven-day period was acceptable. We made it clear to the committees, however, that, unlike the Executive Order, the procedures would not be coordinated with them prior to their effective date. [redacted]

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5. Upon your approval, I will transmit copies to the Chairmen of the oversight committees, and will notify Attorney General Smith and Director Webster of your action. [redacted]

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6. The procedures governing CIA activities within the United States still await Attorney General signature. We are hopeful that his approval will be obtained soon. [redacted]

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[redacted]
Stanley Sporkin *pm*

Attachments

cc: Director, Intelligence Community Staff
Deputy Director for Intelligence
Deputy Director for Administration
Deputy Director for Science and Technology
Chairman, National Intelligence Council
Director, Office of External Affairs
Inspector General
Comptroller
Director of Personnel

S E C R E T

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TO: (Name, office symbol, room number, building, Agency/Post)		Initials Date
1. <i>ED/DOA</i>	<i>[Signature]</i>	18 JUN 1982
2. <i>DDA</i>	<i>[Signature]</i>	6-18
3. <i>DDA</i>	<i>[Signature]</i>	21 JUN 1982
4.		
5.		
Action	File	Note and Return
Approval	For Clearance	Per Conversation
As Requested	For Correction	Prepare Reply
Circulate	For Your Information	See Me
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REMARKS

Cy to D/Os 18 JUN 1982

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